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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/574,418	04/04/2006	Motoyoshi Okumura	127590	7598
25944 OLIFF & BER	7590 10/05/200 RIDGE PLC	EXAMINER		
P.O. BOX 1992	28	TSO, EDWARD H		
ALEXANDRIA, VA 22320			ART UNIT	PAPER NUMBER
			2838	
			MAIL DATE	DELIVERY MODE
			10/05/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

## Disposition of Claims 10/574,418			Application No.	Applicant(s)				
### Edward Tso ### Ed	Office Action Summary							
Edward Tso 2338 2				OKUMURA, MOTOYOSHI				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Exensives to the many be available under the provision of 37 CPT 1-13(b), no event, however, may a reply be timely field. If NO period for reply is specified above, the maximum statutory period will apply and will exply set St (8) MONTHS from the maling date of this communication. Fallur to reply which the side of central operation for sequence in a specified above, the maximum statutory period will exply and will explice St (8) MONTHS from the maling date of this communication. Fallur to revelved by the Office liste than those months after the maling date of this communication, even if timely flied, may reduce any stricts period than alignature. See 7 CPT in 1-140. Status Status Status **Status** **Status** **In a action is FINAL.** 2b) This action is non-final.* 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213 **Disposition of Claims** 4) Claim(s) 1-36 is/are pending in the application. 4a) Of the above claim(s) is/are allowed. 6) Claim(s) 1-36 is/are allowed. 6) Claim(s) 1-36 is/are allowed. 6) Claim(s) 1-36 is/are allowed. 7) Claim(s) 1-37 is a subject to restriction and/or election requirement. **Application Papers** 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.121(d). 11) Certified copies of the priority documents have been received in Application No. 3 Copies of the certified copies of the priority documents have been received in Application No. 3 Copies of the certified c			Examiner	Art Unit				
Period for Reply A SHORTENEO STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. ***and SIX (8) MONTHS from the mailing date of this communication. **IN Operation for reply is specified above, he maximum tableup period will apply and will expire X (8) MONTHS from the mailing date of this communication. **IN Operation for reply is specified above, he maximum tableup period will apply and will expire X (8) MONTHS from the mailing date of this communication. **IN Operation for reply is specified above, he maximum tableup period will apply and will expire X (8) MONTHS from the mailing date of this communication, even if timely field, may reduce any seared patient term adjustment. See 37 CFR 1.704(s). **Status** 1)								
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DETAILED ACTION

Information Disclosure Statement

The IDSes filed 4/06 and 5/07 have been considered and placed of record. The initialed copies are attached herewith.

Specification

The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

The disclosure should be carefully reviewed to ensure that any and all grammatical, idiomatic, and spelling or other minor errors are corrected.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-3, 8-15, 20-27 and 32-36 rejected under 35 U.S.C. 102(b) as being anticipated by JP 9-98503. The reference discloses an apparatus for judging the deterioration of the battery in a vehicle based on temperature and regenerative potential of the vehicle.

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Allowable Subject Matter

Claims 4-7, 16-19 and 28-31 are objected to as being dependent upon a rejected

base claim, but would be allowable if rewritten in independent form including all of the

limitations of the base claim and any intervening claims.

Conclusion

Any inquiry concerning this communication should be directed to the Examiner at

the below-listed number on every Tuesday, Thursday and Saturday.

Any inquiry of a general nature or relating to the status of this application should

be directed to the receptionist at (571) 272-2800, Monday-Friday, 8:30am to 5:00pm,

EST.

By:

/Edward H Tso/ ,

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EDWARD H TSO Primary Examiner

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